

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

STEVE SHERRELL,	:	
	:	
Plaintiff,	:	
	:	
v.	:	CIVIL ACTION NO.
	:	1:05-CV-2285-RWS
TONY HOWERTON,	:	
	:	
Defendant.	:	

ORDER

This case is before the Court for consideration of the Final Report and Recommendation [3] of Magistrate Judge E. Clayton Scofield, III. After reviewing the Report and Recommendations and the Objections [4] filed thereto, the Report and Recommendation is accepted with approval and adopted as the Opinion and Order of this Court. Accordingly, the Petition [1] is hereby **DISMISSED** pursuant to Rule 4 of the rules governing Section 2254 cases for the United States District Courts.

SO ORDERED, this 19th day of October, 2005.

/s/ Richard W. Story
RICHARD W. STORY
UNITED STATES DISTRICT JUDGE